Writ Petition No. 688(S/S) of 2003
(Old No. 17357/1992)

Hon'ble J.C.S. Rawat, J.

It was pointed out by the learned counsel for the petitioners that the petitioner No. 1 had been regularized and the petitioner do not want to press the writ petition as such, the writ petition be dismissed as infructuous against the petitioner No. 1.

Accordingly, the writ petition is dismissed as infructuous against the petitioner No. 1.

It was further pointed out by the learned counsel for the petitioners that the petitioner Nos. 2 and 3 had been working in the department for more than 10 years. It was further submitted that the Hon'ble Apex Court in **Secretary, State of Karnataka Vs. Umadevi 2006 AIR SCW p/1991** has held in para 44 that the Government should take steps to regularise as a one-time measure, the services of such irregularly appointed, who have worked for ten years or more in duly sanctioned posts and should further ensure that regular recruitments are undertaken to fill those vacant sanctioned posts that require to be filled up, in cases where temporary employees or daily wagers are being now employed. The Apex Court has also held that the process must be set in motion within six months.

In view of the above observations made by the Hon'ble Apex Court, the learned counsel for the petitioners wants to withdraw the petition on behalf of petitioner Nos. 2 and 3 with liberty to make representation before the appropriate authority.

Accordingly, the petition is dismissed as withdrawn on behalf of the petitioner Nos. 2 and 3 with liberty to make representation before the appropriate authority.

Stay order, if any, is hereby vacated.

(J.C.S. Rawat, J.)

Dt. : 31.10.2006
Shiv